

SHAWANDA PIERCE, INDIVIDUALLY, AND ON BEHALF OF ALL OTHER  
SIMILARLY SITUATED INDIVIDUALS

- against -

Plaintiff(s)

Index # 06 CV 13113 (CASTEL)

PROGRESSIVE HOME HEALTH SERVICES, INC., ETAL

Purchased November 13, 2006

Defendant(s)

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

BARRY F. GERMAN BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on November 16, 2006 at 02:05 PM at

132 WEST 31ST STREET  
NEW YORK, NY

deponent served the within SUMMONS AND CLASS ACTION COMPLAINT on PROGRESSIVE HOME HEALTH SERVICES, INC. therein named,

**CORPORATION** a DOMESTIC corporation by delivering thereat a true copy of each to WAYNE HOWARD personally, deponent knew said corporation so served to be the corporation described in said SUMMONS AND CLASS ACTION COMPLAINT as said Defendant and knew said individual to be the GENERAL AGENT thereof.

Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx)
MALE	BLACK	BALD	40	6'0	180
GLASSES					

That at the time of such service deponent knew the person so served as aforesaid to be the same person mentioned and described as the Defendant in this action.

Sworn to me on: November 17, 2006

MICHAEL SMITH  
Notary Public, State of New York  
No. 01SM4997428  
Qualified in New York County  
Comm. Expires June 8, 2010

JOEL GRABER  
Notary Public, State of New York  
No. 09GR4699723  
Qualified in New York County  
Comm. Expires February 10, 2010

  
**BARRY F. GERMAN**  
License #: 982866  
Invoice #: 428268